009995 - 746

2915792

Filed in the Department of State on DEC 28 1999

Secretary of the Commonwealth

JK

ARTICLES OF INCORPORATION OF THE WAYNE LIBRARY AUTHORITY ORGANIZED PURSUANT TO 73 P.S. SECTION 374, AS AMENDED 1993, P.L. 490, NO. 74, SECTION 5 and 53 P.S. SECTION 301

In compliance with the requirements of the applicable provisions of 15 Pa.C.S.(relating to corporations and unincorporated associations) the undersigned, desiring to incorporate a corporation for non-profit hereby state(s) that:

1. The name of the "Authority" is: The Wayne Library Authority.

2. The "Authority" is formed under and pursuant to General Municipal Law, 53 P.S. Section 303.

3. Wayne County has organized a housing authority and a re-development authority pursuant to this Act, both of which are in existence. However, none of these authorities combines the same group as the current application.

4. The name of the incorporating municipality, together with the names and addresses of its municipal authorities are as follows:

(a) The County of Wayne; 925 Court Street, Honesdale, Pennsylvania, 18431, by its County Commissioners, Anthony V. Herzog, Donald E. Chapman and Robert Carmody.

5. The names, addresses, and term of office of the first members of the board of said Authority are as follows:

(a) Lothar Holbert, R.D.#3, Box 3444-C, Susquehanna, PA 18847, Term – One Year;

(b) Irene Molzahn, PO Box 486, Hawley, PA 18428, Term – Three Years;

PA DEPT. OF STATE

DEC 28 1999

(c) Mary Ann Pasternak, R.D.#1, Pleasant Mount, PA 18453, Term - Two Years;

(d) Rose Robacker, 12 Crestmont Drive, Newfoundland, PA 18445, Term – One Year;

(e) Cinda Tietjen, 307 14th Street, Honesdale, PA 18431, Term – One Year;

(f) Frank Ward, 308 Stock Farm Road, Lake Ariel, PA 18436, Term – Two Years; and

(g) Cori Williamson, R.R.#3, Box 736, Honesdale, PA 18431, Term – Three Years.

IN TESTIMONY WHEREOF, the incorporators have signed and sealed the Articles of Incorporation this 14th day of Dec. 1999.

THE COUNTY OF WAYNE,

By: _____
Anthony V. Herzog

By: _____
Donald E. Chapman

By: _____
Robert Carmody

009995 - 748

2915792

PROPOSED RESOLUTION
TO AUTHORIZE THE CREATION OF
THE WAYNE LIBRARY AUTHORITY
PURSUANT TO
73 P.S. SECTION 374, AS AMENDED 1993, P.L. 490, NO. 74, SECTION 5

WHEREAS, the Wayne County Commissioners acknowledge the need for the establishment of an organized library system within the County of Wayne; and

WHEREAS, a library tax was approved by the voters of Wayne County by virtue of the elections held on the 18th day of May, 1999; and

WHEREAS, a library tax has been established which will generate funds for the Wayne County libraries for improvements therein, including, but not limited to, improvements to buildings, operations, acquiring assets and other library matters governed by the Library Code of the Commonwealth of Pennsylvania; and

WHEREAS, the County of Wayne is desirous of establishing a legal entity within the County as provided by law, to administer the library system and to provide the association with such powers and duties as set forth in the Municipal Authorities Act of 1945, P.L. 382 Section 1, et seq.; 53 P.S. Section 301;

NOW, THEREFORE, be it resolved that it is the intent that the following Resolution be adopted by the County of Wayne on the 14th day of December, 1999.

(a) The name of the Authority shall be: The Wayne Library Authority;

99 DEC 28 AM 9:43
PA DEPT OF STATE

(b) The Authority shall be formed under P.L. 490, No. 74 Section 5, et seq.; 73 P.S. 374 and 53 P.S. 301, et seq.;

(c) The incorporating body is: The County of Wayne. The members of that governing body are: (i) Anthony V. Herzog (ii) Donald E. Chapman and (iii) Robert Carmody, receiving correspondence and mail in their capacities as County Commissioners of the County of Wayne at the Wayne County Court House, 925 Court Street, Honesdale, Pennsylvania 18431;

(d) The names and addresses and terms of the first proposed members of the Board of Directors are:

(i) Lothar Holbert, RD#3, Box 3444-D, Susquehanna, PA 18847; Term – one year;

(ii) Irene Molzahn, P.O. Box 486, Hawley, PA 18428; Term – three years;

(iii) Mary Ann Pasternak, R.D.#1, Pleasant Mount, PA 18453; Term - two years;

(iv) Rose Robacker, 12 Crestmont Drive, Newfoundland, PA 18445; Term – One year;

(v) Cinda Tietjen, 307 14th Street, Honesdale, PA 18431; Term – One year;

(vi) Frank Ward, 308 Stock Farm Road, Lake Ariel, PA 18436; Term – Two years; and

(vii) Cori Williamson, R.R.#3, Box 736, Honesdale, PA 18431; Term – Three years.

(e) The term of the Authority shall be governed by 73 P.S. 374, et seq., and 53 P.S. 301, et seq., which shall not exceed fifty (50) years by said Act. It is the intent that the County of Wayne shall execute any and all documents in its capacity as the governing body and by its authority to establish such municipal authority pursuant to the above Act and under the seal of the County of Wayne.

(f) The purposes for establishing the Authority:

(i) To establish, develop and maintain The Public Library System of Wayne County consisting of local libraries and services in various locations of the County in order to provide library services to all residents of Wayne County.

(ii) To provide for such other library services as from time to time may be deemed desirable by The Public Library System of Wayne County Board, particularly to those areas not being served at all or being inadequately served at the time The Public Library System of Wayne County Board was established.

(iii) To exercise, control and afford appropriate direction to the disbursement of all monies appropriated for the establishment and/or maintenance of local libraries and services.

(iv) and for such other purposes as may, from time to time, be established by amendments to the by-laws of the public libraries within this Authority

(g) The administration of the aforementioned Authority shall comply with all Federal, State and local laws pertaining to a library system as established by the Pennsylvania Library Code, more particularly found in Public Law 324, Article I, Section 101; 24 P.S. 4101, et seq.,

(h) The Authority shall have all of the powers and duties as set forth in the above Library Code and shall be responsible for complying with all the obligations and limitations imposed on the operation of the library in Wayne County by that Code and by the Municipal Authorities Act set forth above.

AND NOW, this 14th day of December, 1999, the above Resolution is approved and adopted by the Wayne County Commissioners.

ANTHONY V. HERZOG

DONALD E. CHAPMAN

ROBERT V. CARMODY

009995 - 752

NOTICE OF INTENT TO ADOPT RESOLUTION
PROPOSED RESOLUTION TO AUTHORIZE THE CREATION OF THE WAYNE LIBRARY AUTHORITY PURSUANT TO 73 P.S. SECTION 374, AS AMENDED 1993, P.L. 490, NO. 74, SECTION 5

WHEREAS, the Wayne County Commissioners acknowledge the need for the establishment of an organized library system within the County of Wayne; and

WHEREAS, a library tax was approved by the voters of Wayne County by virtue of the elections held on the 18th day of May, 1999; and

WHEREAS, a library tax has been established which will generate funds for the Wayne County libraries for improvements therein, including, but not limited to, improvements to buildings, operations, acquiring assets and other library matters governed by the Library Code of the Commonwealth of Pennsylvania; and

WHEREAS, the County of Wayne is desirous of establishing a legal entity within the County as provided by law, to administer the library system and to provide the association with such powers and duties as set forth in the Municipal Authorities Act of 1945, P.L. 382 Section 1, et seq.; 53 P.S. Section 301;

NOW, THEREFORE, be it resolved that it is the intent that the following Resolution be adopted by the County of Wayne on the 14th day of December, 1999.

(a) The name of the Authority shall be: The Wayne Library Authority;

(b) The Authority shall be formed under P.L. 490, No. 74 Section 5, et seq.; 73 P.S. 374 and 53 P.S. 301, et seq.;

(c) The incorporating body is: The County of Wayne. The members of that governing body are: (i) Anthony V. Herzog (ii) Donald E. Chapman and (iii) Robert Carmody, receiving correspondence and mail in their capacities as County Commissioners of the County of Wayne at the Wayne County Court House, 925 Court Street, Honesdale, Pennsylvania 18431;

(d) The names and addresses and terms of the first proposed members of the Board of Directors are:

(i) Lothar Holbert, RD#3, Box 3444-D, Susquehanna, PA 18847; Term-one year;

(ii) Irene Molzahn, P.O. Box 488, Hawley, PA 18428; Term- 3 years;

(iii) Mary Ann Pasternak, R.D. #1, Pleasant Mount, PA 18453; Term- two years;

(iv) Rose Robacker, 12 Crestmont Drive, Newfoundland, PA 18445; Term- One year;

(v) Cinda Tietjen, 307 14th Street, Honesdale, PA 18431; Term- one year;

(vi) Frank Ward, 808 Stevens Road, Lakewood, PA 18439; Term- two years.

(e) The Authority shall comply with all the conditions and limitations imposed on the operation of the Authority by Wayne County by that Code and by the Municipal Authorities Act set forth above.

Respectfully submitted,
Lee C. Krause, Solicitor

Maple Restau
734 Main Street
(570) 253
Homemade
& Dess
10% Senior
Discount on

WAYNE COUNTY
PENNSYLVANIA

DONALD DOYLE

being duly sworn, according to law, deposes and says that he is

PUBLISHER

of THE WAYNE INDEPENDENT, a newspaper of general circulation, established in 1878, and published daily in the Borough of Honesdale, Wayne County, Pennsylvania; and that the notice hereto annexed was published in said newspaper on the following dates:

December 7, 8, 9 and 10, 1999

and the affiant further declares that he is not interested in the subject matter of the notice, and that all of the allegations as to the time, place and the character of publication are true and correct.

Donald E. Doyle

Sworn to and subscribed before me this 14th day of December

A.D. 19 99

Lynn E. Lord

NOTARIAL SEAL
LYNN E. LORD
Honesdale Boro, Wayne County
My Commission Expires April 24, 2000

009995 - 753

COMMONWEALTH OF PENNSYLVANIA

Department of State

TO ALL WHOM THESE PRESENTS SHALL COME, GREETING:

BE IT KNOWN THAT,

CERTIFICATE OF INCORPORATION

has been granted to the County of Wayne, Pennsylvania
evidencing the incorporation of

THE WAYNE LIBRARY AUTHORITY

under the authority of the Act of May 2, 1945 (P.L. 382, No. 164), known as the Municipal Authorities Act of 1945.

Filed this 28th day
of December, 1999

Secretary of the Commonwealth

sjk